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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of
audio DE GIROLAMO, et al.

Appln. No.: 09/771,664

Attorney Docket Q62791

Confirmation No.: 8160

Group Art Unit: 2633

Filed: January 30, 2001

Examiner: not yet assigned

For: METHOD FOR TRAFFIC PROTECTION IN WDM FIBER OPTIC TRANSPORT NETWORKS

**SUBMISSION OF EXECUTED DECLARATION AND SUBSTITUTE SPECIFICATION IN
RESPONSE TO THE NOTICE TO FILE MISSING PARTS OF APPLICATION**

ATTN: BOX MISSING PARTS

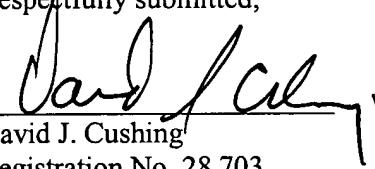
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b) - Filing Date Granted" dated April 3, 2001, for the above application, Applicants respectfully submit herewith the Declaration for the above identified application properly executed by the inventors. Also enclosed please find a substitute specification containing proper margins in compliance with 37 C.F.R. § 1.52.

A check for the statutory fee of \$130.00 is attached. Please also charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,


David J. Cushing
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/771,664 | 01/30/2001 | Claudio De Girolamo | Q62791 |

O I P E
 APR 23 2001
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 PATENT & TRADEMARK OFFICE
 SAWYER, GHRUE, MION, ZINN, MACPEAK & SEAS, PLLC
 100 Pennsylvania Avenue, N.W.
 Washington, DC 20037-3213

CONFIRMATION NO. 8160
FORMALITIES LETTER



OC000000005929870

Date Mailed: 04/03/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:

- Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

130.00 UP
 04/24/2001 ISSUE DATE: 00000002 01771644
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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE